IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITIN NO.5145 OF 2004
WITH
WRIT PETITION NO.4549 OF 2004

Doordarshan Employees Co-op.Hsg.Soc.Ltd. ..Petitioner
V/s.
The State of Maharashtra & Ors. ..Respondents

Mr.G.N. Salunke for the Petitioner.
Ms.V. Mhaispurkar AGP for Respondent Nos.1 to 4.
Mr.P.M. Havnur for Respondent No.5.

CORAM : S.J. VAZIFDAR, J.
DATED : 10TH JANUARY, 2007.

P.C. :

1. The membership of Respondent No.5 in both the above Petitions was sought to be cancelled on three ground namely that they had made the complaints to various authorities, that there was continued mental, physical and financial harassment to the members of the committee and their conduct was unsatisfactory.

2. The resolution was passed by requisite majority.

3. Thereafter the Petitioners sought approval from the Registrar who rejected the same. The Petitioners' Appeal under Section 152 of the

Maharashtra Co-operative Societies Act, 1960 was rejected. The Petitioners' revision against the said order was also rejected.

4. The aforesaid orders were passed after considering all the facts and circumstances of the case.

5. This is not a fit case to reappreciate the evidence under Article 227 of the Constitution of India. The consequence of cancellation of their membership in a housing society will be disastrous.

6. In the circumstances, both the Writ Petitions are dismissed.